## UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX MARKETING AND SALES PRACTICES AND PRODUCT LIABILITY LITIGATION

Judge Charles R. Breyer

MDL Docket No. 1699

This document relates to:

CAROLYN JODETH and GENE JORDETH,

Case Specific Number: 07-1948

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

Plaintiffs,

V.

PFIZER INC., PHARMACIA CORPORATION, and G.D. SEARLE, LLC,

Defendants.

Come now the Plaintiff, CAROLYN JORDETH AND GENE JORDETH, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

2009 February 10 Dated:

Mitchell M. Breit, Esq.

Whatley Drake & Kallas, LLC

1540 Broadway, Floor 37

New York, NY 10036

Telephone: (212) 447-7070 Facsimile: (212) 447-7077

**Counsel for Plaintiff** 

/s/

Loren H. Brown, Esq. DLA PIPER US LLP

1251 Avenue of the Americas

New York, NY 10020

Telephone: (212) 335-4500

Facsimile: (212) 335-4501

**Counsel for Defendants** 

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated April 23, 2009

